

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH, NAGPUR

Civil Application (CAF) No.295/2021
IN
First Appeal No.127/2021

Maharashtra State Industrial Development Corporation **Vs.** State of Maharashtra, through its
Collector, Amravati & Ors.

Office notes, Office Memoranda of
Coram, appearances, Court's orders
or directions and Registrar's orders.
Court's or Judge's Orders

Shri A.C. Jaltare, Advocate for the Applicant/Appellant.
Ms. Hemlata Jaipurkar, AGP for Respondent Nos.1 and 2.
Shri R.J. Shinde, Advocate for Respondent No.3.

CORAM : S.M. MODAK, J.
DATE : 11th JUNE, 2021.

Hearing was conducted through Video Conferencing and the learned Counsel agreed that the audio and visual quality was proper.

Though the appellant has deposited an amount of Rs.11,79,750/- (as per the farad sheet dated 11th February, 2021), the application for extension of time to deposit the amount remained to be disposed of.

Hence, the said application is disposed of.

Civil Application (CAO) No.360/2021

It is submitted by both the learned Advocates that this matter is from a group of 27 matters, and in other matters, this Court has permitted to the claimant to withdraw 75% of the deposited amount. It seems that, that is why, there is no order granting permission to deposit 75% of the decretal amount (and in spite of that, appellant has deposited 75% of the decretal amount).

In view of the consensus, the respondent No.3 can be

permitted to withdraw 75% of the deposited amount, and it can be transferred to his account. Hence, the direction:

- a) Office is directed to transfer 75% of the deposited amount of Rs.11,79,750/- along with the accrued interest in the bank account of respondent No.3-Vinayak Bhaurao Wanwe on usual undertaking.
- b) The civil application is disposed of.

JUDGE

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